10/519709 Atty. Dkt. No. 045956-0104 DT01 Rec'd PCT/PT3 3 0 DEC 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Karsten EMRICH et al.

Title: HEAT EXCHANGER, PARTICULARLY A CHARGE-AIR COOLER FOR

MOTOR VEHICLES

Appl. No.: Unassigned

Filing Date: DEC 3 0 2004

Examiner: Unassigned

Art Unit: Unassigned

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.56

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

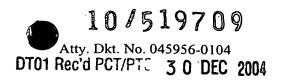
Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), within three (3) months of the date of entry of the national stage as set forth in 37 CFR



§1.491.

RELEVANCE OF EACH DOCUMENT

Documents A1-A3 listed on the attached PTO/SB/08 were cited as being relevant during the prosecution of the corresponding International application. Copies of these documents are not being provided since copies should have been provided directly by WIPO under an exchange program between the PTO, the EPO and the JPO. A copy of the International Search Report setting forth the portion of each reference considered relevant by the examiner is attached.

Documents A4-A13 were cited by the examiner in Applicants' corresponding German application. Document A14 claims priority based on document A6. Document A15 claims priority based on document A5.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date _	DEC 3 0 2004	By Alderellar
_		

FOLEY & LARDNER LLP Customer Number: 22428

Telephone:

(202) 672-5414

Facsimile:

(202) 672-5399

Richard L. Schwaab Attorney for Applicant Registration No. 25,479

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	Complete if Known 1519709
Application Number	Unassigned U J J J J J J J J J J J J J J J J J J
Filing Date	DEC 3 0 2004
First Named Inventor	Karsten EMRICH
Group Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	045956-0104

				U.S. PATENT DOCUMENTS	3	·	
Examiner Initials*		U.S. Patent Document			Date of Publication of	Pages, Columns, Lines, Where Relevant	
	Cite No. ¹	Number	Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	

		Foreign Retart Resument				Date of Publication of	Pages, Columns,	Ī
Examiner Initials*	Cite No. ¹	Foreign Patent Document Office ³ Number ⁴ Kind Code ⁵ (if known)		Kind Code ⁵	Name of Patentee or Applicant of Cited Documents	Cited Document MM-DD-YYYY	Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
	A1	wo	01/98723	A1	SERCK HEAT TRANSFERT LIMITED	12-27-2001		
	A2	EP	1 189 008	B1	TOYO RADIATOR CO., LTD.	11-26-2003		
	A3	FR	2 809 170	A1	DENSO CORP.	11-23-2001		
-	A4	DE	195 47 928	C2	MOTOREN TURBINEN UNION	01-02-1997		Abst.
~	A5	DE	43 07 504	C1	MOTOREN TURBINEN UNION	09-22-1994		Abst.
	A6	DE	43 07 503	C2	MOTOREN TURBINEN UNION	09-15-1994		Abst.
	A7	DE	199 27 607	A1	BEHR GMBH & CO.	12-21-2000		Abst.
	A8	DE	199 02 504	A1	BEHR GMBH & CO.	08-10-2000		Abst.
	A9	DE	198 59 675	A1	BEHR GMBH & CO.	06-29-2000		Abst.
	A10	DE	198 30 846	A1	BEHR GMBH & CO.	01-13-2000	·	Abst.
	A11	DE	197 34 690	A1	LAENGERER & REICH GMBH & CO.	02-18-1999		Abst.
	A12	DE	42 23 423	A1	LAENGERER & REICH GMBH & CO.	01-20-1994		Abst.
	A13	DE	34 44 961	A1	KLOECKNER HUMBOLDT DEUTZ AG	06-12-1986		Abst.
	A14	GB	2 275 996	Α	MOTOREN TURBINEN UNION	09-14-1994		
	A15	GB	2 275 995	A	MOTOREN TURBINEN UNION	09-14-1994		

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Examiner Signature	Date Considered	

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^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document to the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.